IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO.2458 OF 2007
WITH
FIRST APPEAL NO.2459 OF 2007

Nalini Anantrao Kalbhor & Ors. ...Appellants
V/s.
Kirti Vijay Kalbhor ...Respondent

Mr.Tanaji Mhatugde, Advocate, for the Appellants.

Ms.Anjali Helekar, Advocate, for the Respondent.

CORAM : ABHAY S.OKA, J.
DATED : 23RD NOVEMBER, 2007.

P.C.:

1. These two Appeals have been preferred for challenging an order passed on application for grant of Succession Certificate under Section 372 of the Indian Succession Act, 1925.

2. In view of the decision of this Court in the case of V.R. Mali & Ors. V/s. Smt.Laxmi Ganpati Mali & Ors. (AIR) 2006 Bombay 298, the Appeal is maintainable before the appropriate District Court.

3. Hence the Registry is directed to return the memorandum of Appeal, pending civil applications and other relevant documents to the Advocate for the appellants for presenting the same before the appropriate District Court.

[ABHAY S. OKA, J.]